

MINUTES

The Tennessee State Board of Barber Examiners held a meeting on August 18, 2008 at 9:00 a.m. CDT, in Nashville, Tennessee.

The following members were present: J. B. Loring, President, JaSanto Williams, Vice-President, Vernon Winfrey and Joe Jones. Cecil Groce was not present.

Others present were: Beverly Waller, Executive Director, Terrance Bond, Staff Attorney and Debbie Gean, Administrative Assistant.

J. B. Loring, President asked all to join in prayer.

J. B. Loring, President asked all to stand for the pledge of allegiance.

J. B. Loring, President asked for a roll call.

MINUTES

MOTION was made by Mr. Vernon Winfrey and seconded by Mr. Joe Jones to approve the minutes from the July 21, 2008. Motion carried unanimously.

ADMINISTRATIVE REPORT

An application for a change of ownership for Antioch Barber Academy was presented to the board.

MOTION was made by Mr. JaSanto Williams and seconded by Mr. Vernon Winfrey to approve the change of ownership. Motion carried unanimously.

Frank Holland – Jet Barber College – Memphis, TN – Mr. Holland was present to speak with the board concerning students working in shops on Saturday. Mr. Joe Jones asked what Mr. Holland's concern was. Mr. Holland stated that he is losing students due to them working in shops instead of attending classes. Mr. Holland stated that the students are not receiving the training they need. Mr. Holland asked if the inspectors could maybe change their work week in order to inspect some of these shops on Saturdays. The board stated that one of the issues is that the shop owners are allowing students to work before they obtain a license.

The board suggested that a letter be sent to the shops informing them that this is not permitted by the laws. Mr. Terrance Bond, Staff Attorney stated he would draft a letter concerning this issue.

STAFF ATTORNEY REPORT

Mr. Terrance Bond, Staff Attorney asked that the board members look over the changes of the rules. Mr. Bond stated Mr. Groce would want to discuss the new rules and changes, so he suggested the board hold off until the October board meeting.

1. Case No.: L-08-BAR-RBS-200801761-1

July 10, 2008 Notice of Violation reports that the inspector observed a master barber providing license-required service while his certificate of registration was expired and had been expired since March 31, 2008. The licensee's certificate remains delinquent.

Recommendation: Authorize formal hearing with authority to settle by Consent Order and civil penalty of no less than \$500.00 and instructions to CEASE and DESIST practicing barbering until the license is made current.

2. Case No.: L-08-BAR-RBS-200801613-1

July 10, 2008 Notice of Violation reports that the owner of Respondent shop was extremely verbally abusive to the inspector and attempted to forcibly take the inspector's paperwork from him as he was leaving Respondent shop. The inspector further notes that Respondent shop failed to maintain proper sanitation due to the following:

- 1) A shampoo bowl or bowls were dirty;
- 2) An ultraviolet sanitizer was not provided or inadequate;
- 3) Failure to provide a covered container for trash, maintained in a sanitary condition;
- 4) A work station or stations were unsanitary;
- 5) Floors were not swept as required; and
- 6) Failure to properly clean, sanitize and store tools and implements after use.

Recommendation: Authorize formal hearing with authority to settle by Consent Order and civil penalty of not less than \$1,000.00.

3. Case No.: L-08-BAR-RBS-200800659-1

Complaint alleges alcohol consumption on the campus of this licensed school as well as unlicensed instruction.

Recommendation: Authorize formal hearing with authority to settle by Consent Order of suspension of the school license for not less than 6 months.

4. Case No.: L-08-BAR-RBS-200800658-1

Anonymous student complaints allege that school owners failed to respond to their requests for information regarding student loans that they applied for or were disbursed to them.

Recommendation: Close with no further action.

5. Case No.: L-06-BAR-RBS-200603972-1/200603970-1

Student complaints allege school's violation of its contract with students. Students later withdrew their complaints.

Recommendation: Close with no further action.

6. Case No.: L-06-BAR-RBS-200602180-1

Student-related complaint alleges that school failed to properly calculate and release student's hours when requested. Student has now registered at another institution and his hours were released.

Recommendation: Close with no further action.

MOTION was made by Mr. Joe Jones and seconded by Mr. JaSanto Williams to accept the recommendations. Motion carried unanimously.

OTHER BUSINESS

The Barber Board will not meet in the month of September.

MOTION was made by Mr. Vernon Winfrey and seconded by Mr. Joe Jones to adjourn the meeting. Motion carried unanimously.